

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Ellis, Mark Examiner: Not Yet Assigned
Serial No.: 10/562,077 Group Art Unit: 3765
Filing Date: March 16, 2007 Confirmation No: 9490
Title: PERSONAL COMMUNICATION DEVICE
Customer No: 29344 Attorney Docket No: HPL-0001

CERTIFICATE OF ELECTRONIC SUBMISSION

I hereby certify that this correspondence and any correspondence referred to as being attached or enclosed is being sent by electronic submission to the United States Patent and Trademark Office on the date indicated next to my name.

1/18/08

Date

Brian Driscoll
Brian Driscoll

Via Electronic Submission

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT AND DEPOSIT ACCOUNT
AUTHORIZATION

This Information Disclosure Statement is submitted:

- ☐ under 37 CFR 1.129(a), or
(First/Second submission after Final Rejection)
- ☒ under 37 CFR 1.97(b), or
(Within three months of filing national application other than a CPA under §1.53(d); or within three months of date of entry of the national stage in international application; or before mailing date of first Office Action on the merits; or before mailing date of first Office Action after filing RCE under §1.114, whichever occurs last)
- ☐ under 37 CFR 1.97(c) together with either:
(After the 37 CFR 1.97(b) time period, but before final action or notice of allowance, or other action which closes prosecution, whichever occurs first)
- ☐ a Statement under 37 CFR 1.97(e), as indicated on the attached Certification Statement, or
- ☐ the fee under 37 CFR 1.17(p), or

Applicant(s): Ellis, Mark
Serial No.: 10/562,077

- ☐ under 37 CFR 1.97(d) together with:
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)
- ☐ a Statement under 37 CFR 1.97(e), as indicated on the attached Certification Statement, and
- ☐ the fee set forth in 37 CFR 1.17(p).

Attached herewith is form PTO/SB/08a:

- ☒ Copies of cited foreign references are enclosed (cite no. 1-3).
- ☒ Copies of cited U.S. patent references are not required in accordance with 37 CFR 1.98(a)(2)(ii). (cite nos. 1-9).
- ☒ Copies of cited U.S. publication references are not required in accordance with 37 CFR 1.98(a)(2)(ii). (cite no. 1).
- ☒ Copy of International Search Report.
- ☐ Copies of cited references are entered in prior application, U.S. Serial No. xx/xxx,xxx, [now U.S. Patent No. x,xxx,xxx] and are not required to be submitted under 37 CFR 1.98(d).

Concise Explanation Requirement (non-English references):

- ☐ The "concise explanation" requirement under 37 CFR 1.98(a)(3)(i) for foreign cite nos. 1-3 is satisfied by:
 - ☐ submission of abstract.


Method of payment:

- ☐ Please charge Credit Card, Last 4 Numbers: _____, Expiration Date: _____, in the amount of \$ _____, as indicated on the electronic fee transmittal filed herewith.
- ☐ Please charge Deposit Account No. 50-1798 in the amount of \$ _____, as indicated on the electronic fee transmittal filed herewith.
- ☒ Please charge any deficiency in fees and credit any overpayment to Deposit Account No. 50-1798.

Respectfully submitted,

Date: JAN. 18, 2008
Mills & Onello, LLP
Eleven Beacon Street, Suite 605
Boston, Massachusetts 02108
Telephone: (617) 994-4900
Facsimile: (617) 742-7774

J:\HPL\0001\EIDS\eIDSdepositacctwithforeignref - no fee.wpd



David M. Mello
Registration Number 43,799
Attorney for Applicants